

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Hiroki KURIBAYASHI

Confirmation No. 7217

Application No.: 09/982,982

Group Art Unit: 2652

Filed: October 22, 2001

Examiner: P. Agustin

For: MULTI-LAYER INFORMATION
RECORDING MEDIUM AND
RECORDING APPARATUS FOR THE
SAME

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Sir:

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

In response to the Restriction Requirement dated February 25, 2004, the period for reply to which extends through March 25, 2004, Applicant provisionally elects Group II without traverse.

REMARKS

The Examiner has made a restriction requirement necessitating election between the following groups of claims:

Group I: Claims 1-9, which the Restriction Requirement characterizes as being drawn to a multi-layer recording medium with alternating rewritable and pre-pit regions; and

Group II: Claims 10-14, which the Restriction Requirement characterizes as being drawn to recording apparatus for recording information on a multi-layer recording medium.

In response to the restriction requirement, Applicant hereby elects without traverse to proceed with the examination of claims 10-14 that are designated by the restriction requirement as being in Group II. Applicant respectfully requests formal examination of this application.

Applicant reserves the right to file divisional applications directed to the unelected claims.

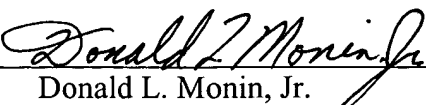
If there are any other fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0310. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such extension is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS, LLP

Dated: March 23, 2004

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